

**UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION**

<b>IN RE:</b>	)	
	)	<b>Case No.: 13-31943</b>
<b>DESIGNLINE CORPORATION</b>	)	<b>Chapter 11</b>
<i>aka</i> DesignLine International Holdings,	)	
LLC, <i>aka</i> DesignLine International	)	
Corporation, <i>aka</i> DesignLine Corporation,	)	
<i>aka</i> Jasper Merger Sub Inc., <i>aka</i> Jasper	)	
Ventures, Inc.	)	
	)	<b>Jointly Administered<sup>1</sup></b>
<b>TAX ID #: 27-1263294</b>	)	
	)	
<b>Debtor(s)</b>	)	

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**EX PARTE MOTION TO ALLOW THE CREDITORS' COMMITTEE TO ACT  
PENDING POTENTIAL REORGANIZATION AND RECOMMENDATION OF  
ORDER APPOINTING CREDITORS' COMMITTEE**

The undersigned, United States Bankruptcy Administrator for the Western District of North Carolina, moves the Court, *ex parte*, to allow the Committee of Unsecured Creditors as constituted by the United States Trustee to continue to act until such time as solicitation can be accomplished and a recommended order for the appointment of a committee of unsecured creditors submitted and says:

1. These jointly administered Chapter 11 Debtors filed voluntary petitions in the District of Delaware on August 15, 2013. On August 27, 2013, the United States Trustee filed a Notice of Appointment of Creditors' Committee. On September 9, 2013, these cases were transferred to the Western District of North Carolina.
2. Congress authorized United States Trustees in all jurisdictions except in North Carolina and Alabama. In North Carolina and Alabama, United States Bankruptcy Administrators are appointed by their respective courts of appeals to perform similar functions. However, the authority to appoint a Committee of Unsecured Creditors remains a court function in Bankruptcy Administrator districts. The court in this district looks to the Bankruptcy Administrator for a recommended order appointing a creditors' committee.
3. The undersigned contacted the United States Trustee's Office in the District of Delaware, inquiring whether that office would share the solicitation process, completed questionnaires and information regarding the selection of the United States Trustee's appointed committee. That request was declined pursuant to the email from Patrick Tinker, Assistant U.S. Trustee to Linda W. Simpson, U.S. Bankruptcy Administrator,

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<sup>1</sup> The United States Bankruptcy Court for the District of Delaware ordered joint administration of this case with DesignLine USA, LLC (#13-31944, WDNC), on August 29, 2013.

attached hereto and incorporated by reference as Exhibit A. Without the information requested, the undersigned is unable to recommend the currently constituted creditors' committee to the Court and is in the process of soliciting creditors willing to serve on a committee of unsecured creditors.

Wherefore, the undersigned requests that the Court allow the committee of creditors constituted by the United States Trustee to act until such time as the Court makes a final determination as to the membership of the committee of unsecured creditors.

Dated: September 11, 2013.

/s/ Linda W. Simpson  
Linda W. Simpson  
United States Bankruptcy Administrator  
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FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
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IN RE:	)	
	)	
DESIGNLINE CORPORATION, <i>ET. AL.</i>	)	Case No.: 13-31943
	)	Chapter 11
	)	Jointly Administered
	)	
Debtor(s)	)	

**CERTIFICATE OF SERVICE**

The undersigned certifies that the pleading(s) or paper(s) to which this Certificate is affixed was served upon the party(s) to this action listed below by depositing a copy of the same, enclosed in a first-class postpaid, properly addressed wrapper, in a Post Office or official depository under the exclusive care and custody of the United States Postal Service and/or by means of the Electronic Filing System of the Bankruptcy Court on September 11, 2013.

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